



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) : Arthur A. Tartaglia
TITLE : **SURGICAL MARKER**
APPLICATION NO. : 10/657,889
FILED : September 9, 2003
CONFIRMATION NO. : 2637
EXAMINER : Aaron P. Roane
ART UNIT : 3739
LAST OFFICE ACTION : September 22, 2004
ATTORNEY DOCKET NO. : DERZ 2 00001
Cleveland, OH 44114

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The initial period for responding to the Office Action issued September 22, 2004 expired on December 22, 2004.

The requested extension and fee are as follows:

| | LARGE ENTITY FEE | SMALL ENTITY FEE | AMOUNT ENCLOSED |
|--|---------------------|---------------------|--------------------|
| <input type="checkbox"/> One month (37 CFR 1.17(a)(1)) | \$120.00 | \$60.00 | |
| <input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2)) | \$450.00 | \$225.00 | 225.00 |
| <input type="checkbox"/> Three months (37 CFR 1.17(a)(3)) | \$1,020.00 | \$510.00 | |
| <input type="checkbox"/> Four months (37 CFR 1.17(a)(4)) | \$1,590.00 | \$795.00 | |
| <input type="checkbox"/> Five months (37 CFR 1.17(a)(5)) | \$2,160.00 | \$1,080.00 | |

02/26/2005 SFELEKE1 00000038 10657889 225.00 0P
01 FC:2252

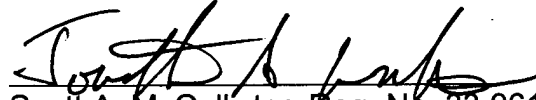
A check in the amount of \$225.00 is enclosed. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 06-0308. I have enclosed a duplicate copy of this sheet.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP

February 22, 2005

Date

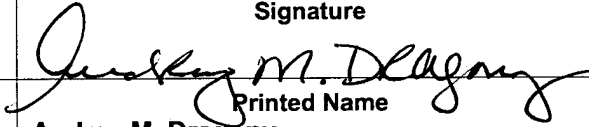


Scott A. McCollister, Reg. No. 33,961
Jonathan A. Withrow, Reg. No. 54,548
1100 Superior Avenue
Seventh Floor
Cleveland, OH 44114-2518
216/861-5582

CERTIFICATE OF MAILING

I certify that this Petition for Extension of Time Under 37 C.F.R. 1.136(a) and accompanying document(s) are being

- ☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☐ transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP AMENDMENT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

| | |
|----------------------------------|--|
| Express Mail Label No.: | Signature  |
| Date February 22, 2005 | Printed Name Audrey M. Dragony |